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Paper No. 6

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**OFFICE OF PETITIONS**

In re Application of :  
Bulent M. Basol :  
Application No. 09/961,193 : ON PETITION  
Filed: September 20, 2001 :  
Attorney Docket No. 042496 0269244 :

This is a decision on the papers styled, "Petition Regarding Notice of Omitted Items," filed on April 15, 2002, which is being treated as a petition under 37 CFR 1.53, requesting that the above-identified application be accorded a filing date of September 20, 2001, including Figures 1, 2A, 2B and 2C as described in the specification.

The application was filed on September 20, 2001. However, on March 22, 2002, the Office of Initial Patent Examination (OIPE) mailed a "Notice Of Incomplete Reply (Nonprovisional)" (Notice) that stated the application had been accorded a filing date, but Figures 1, 2A, 2B and 2C as described in the specification appear to have been omitted.

In response, on April 15, 2002, the instant petition and a copy of Figures 1, 2A, 2B and 2C as described in the specification were submitted. The papers were accompanied by a copy of applicant's postcard receipt that acknowledges receipt of five (5) sheets of drawings on September 20, 2001. The five (5) sheets of drawings contain Figures 1-6, with the first sheet of drawings containing Figures 1, 2A, 2B and 2C. A review of the application file indicates the presence of only four (4) sheets of drawings with the first sheet containing Figures 1, 2A, 2B and 2C missing. It is assumed that the first sheet of drawings containing Figures 1, 2A, 2B and 2C was misplaced by the Office.

In view of the above, the petition is granted.

The \$130.00 petition fee submitted on April 15, 2002 will be refunded to deposit account no. 03-3975.

This application will be returned to OIPE for further processing with a filing date of September 20, 2001, using the copy of Figures 1, 2A, 2B and 2C as described in the specification, supplied on April 15, 2002.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Edward Tannouse at (703) 306-9200.

EJ

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